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APPLICATION NO. FILING DATE ATTORNEY DOCKET NO. CONFIRMATION NO. FIRST NAMED INVENTOR 09/749,174 12/27/2000 Liisa Kanniainen 557.302US01 4935 09/15/2003 7590 STEVEN R. FUNK **EXAMINER CRAWFORD PLLC** WORJLOH, JALATEE 1270 NORTHLAND DRIVE, SUITE 390 ST. PAUL,, MN 55120 PAPER NUMBER **ART UNIT** 3621

DATE MAILED: 09/15/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Application No. Application (S. Any) Appl				_
Examiner Jalatele Worjich 3621		Application No.	Applicant(s)	
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- The MALLING DATE of this communication appears on the cover sheet with the correspondence address - Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ∫ MONTH(S) FROM THE MALLING DATE OF THIS COMMUNICATION. Exemetions of the mary be a sentially under the provisions of 37 CRT 1.13((a). In no event, however, may a reply be timely filled affects SX(5) MONTHS from the malling date of the score of 37 CRT 1.13((a). In no event, however, may a reply be timely filled affects SX(5) MONTHS from the malling date of the score of 37 CRT 1.13((a). In no event, however, may a reply be timely filled affects SX(5) MONTHS from the malling date of the score interest and the social part of the score part of the social part of the social part of the score part of the sc	Office Action Summary	Examiner	Art Unit	
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THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be variable under the provision of 3°C FR i.13(a). In no event, however, may a reply be timely filed after SX (8) MONTHS from the mailing date of this communication. I shall be communication of the provision of the promotion of the promotion of the promotion of the provision of the promotion of the promotion of the provision of the provision of the promotion of the provision of the provision of the promotion of the provision of th		ears on the cover sheet	vith the correspondence address	
2a) This action is FINAL. 2b) This action is non-final. 3 Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-50 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) 1-50 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). 11) The proposed drawing correction filed on is: a) approved b objected by the Examiner. 12) The oath or declaration is objected to by the Examiner. Priority under 35 U.S.C. §§ 119 and 120 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received in Application No. application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application). a) The translation of the foreign language provisional application has been received. 15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 120 and/or 121. Attachment(e) 10 Notice of References Cited (PTO-892) 21 Notice of Drittsperson's Patent Drewing Review (PTC-948)	 THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. If the period for reply specified above is less than thirty (30) days, a reply If NO period for reply is specified above, the maximum statutory period versillars to reply within the set or extended period for reply will, by statute. Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b). 	36(a). In no event, however, may a within the statutory minimum of the will apply and will expire SIX (6) MG, cause the application to become	a reply be timely filed hirty (30) days will be considered timely. ONTHS from the mailing date of this communication. ABANDONED (35 U.S.C. § 133).	
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Application/Control Number: 09/749,174

Art Unit: 3621

DETAILED ACTION

Election/Restrictions

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
 - Claims 1-40, drawn to a payment system comprising a trusted server for contract preparation and negotiations, classified in class 705, subclass 80.
 - II. Claims 41-50, drawn to a method for managing payments between a buyer system and a merchant system including validating digital signatures, classified in class 705, subclass 76.

The inventions are distinct, each from the other because of the following reasons:

- 2. Inventions I and II are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention II has separate utility such as validating the signature by the trusted system and sending the signed contract to the merchant system. See MPEP § 806.05(d).
- 3. Because these inventions are distinct for the reasons given above and the search required for Group I is not required for Group II, restriction for examination purposes as indicated is proper.
- 4. A telephone call was made to Michael Lasky (Reg. No. 29555) on August 26, 2003 to request an oral election to the above restriction requirement, but did not result in an election being made. Notice, Mr. Lasky did not return the examiner's phone call.

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Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jalatee Worjloh whose telephone number is 703-305-0057. The examiner can normally be reached on Mondays-Thursdays 8:30 - 7:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Trammell can be reached on 703-305-9768. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306, and 703-746-9443 for Non-Official/Draft.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-1113.

Any response to this action should be mailed to:

Commissioner of Patents and Trademarks
PO Box 1450
Alexandria, VA 22313-1450

Hand delivered responses should be brought to Crystal Park 5, 2451 Crystal Drive, Arlington, V.A., Seventh floor receptionist.

September 8, 2003

JAMES P DRAMMELL
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3600